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**OFFICE OF PETITIONS**

In re Application of :  
Nojima et al. : DECISION GRANTING  
Application No. 10/705,365 : PETITION  
Filed: November 10, 2003 :  
Attorney Docket No. 5576-153 :  
:

This is a decision on the petition under 37 CFR 1.10(c), filed October 27, 2004, requesting that the above-identified application be accorded a filing date of November 10, 2003, rather than the filing date of November 12, 2003.

Petitioner alleges that the application was deposited in Express Mail service on November 10, 2003. In support of the allegation, the petition is accompanied by a copy of Express Mail label No. EV18418590US. Although the date-in is blank, the Express Mail label contains a United States Postal Service (USPS) stamp of November 10, 2003. The same Express Mail label number was placed on the original application papers located in the official file.

In view of the above, the petition is granted. No petition fee is necessary.

The application has undergone pre-exam processing and a corrected filing receipt was mailed on November 2, 2004, indicating that the application was accorded a filing date of November 10, 2003.

This matter will be referred to Technology Center 1754 for examination in due course.

Telephone inquiries should be directed to the undersigned at (571) 272-3211.

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